

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

---

UNITED STATES OF AMERICA	)	
Plaintiff,	)	
	)	
vs.	)	3:12-CR-68
	)	
JONATHAN DAVEY	)	
Defendant.	)	

---

**DEFENDANT'S OBJECTIONS TO GOVERNMENT'S EXHIBITS**

NOW COMES JONATHAN DAVEY, by and through Dianne Jones McVay, Attorney for Defendant, in the above entitled and numbered cause, and files the following objections to the Government's exhibits:

<u>Exhibit</u>	<u>Rules of Evidence</u>
Exhibit #24 Exhibit #24a	Rules 402 and 403. The Government should only be able to use these for impeachment purposes.
Exhibit # 55	Rules 402 and 403. These companies are not part of the indictment. The admission of this document could confuse the jury and its probative value is outweighed by its prejudicial value.
Exhibit #160	Rules 402 and 403. Mr. Davey did not enter into a contractual agreement with this individual and any such agreement between him and Mr. Toft is irrelevant.

Respectfully submitted,

/s/Dianne Jones McVay  
Dianne Jones McVay  
Attorney for Defendant  
NC State Bar #41778  
8301 University Executive Park Drive, Suite 170  
Charlotte, North Carolina 28262  
(704) 595-1741 Telephone  
(704) 595-9141 Facsimile

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was served on the following individuals by  
electronic filing:

Kurt Meyers  
[Kurt.Meyer@usdoj.gov](mailto:Kurt.Meyer@usdoj.gov)

Mark Odulio  
[Mark.odulio@usdoj.gov](mailto:Mark.odulio@usdoj.gov)

This the 25<sup>th</sup> day of January, 2013

/s/Dianne Jones McVay  
Dianne Jones McVay  
Attorney for Defendant  
NC State Bar #41778  
8301 University Executive Park Drive, Suite 170  
Charlotte, North Carolina 28262  
(704) 595-1741 Telephone  
(704) 595-9141 Facsimile